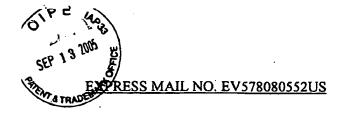
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										Application or Docket Number				
PATENT APPLICATION FEE DETERMINATION RECORD Effective November 10, 1998 09 393 590											90			
CLAIMS AS FILED - PART I (Column 1) (Column 2)									SMA		ENTITY	OR	OTHER SMALL	
FOR			NUMBER FILED			NUMBER EXTRA			RAT	E	FEE		RATE	FEE
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* If the entry in column 1 is less than the entry in column 2, write 'U' in column 2.												OR	+260= TOTAL	
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The "Highest Number Previously Paid For" (Total or independent) is the highest number found in the appropriate box in column 1.														



PATENT ATTORNEY DOCKET NO. 31242.701.201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Elizabeth Moyer et al.)	Confirmation No. 2967
Serial No.: 09/393,590	.)	Art Unit: 1645
Filed: September 9, 1999	. }	Examiner: DEVI, S.J.N.
Title: STABLE LIQUID FORMULATIONS OF BOTULINUM TOXIN	,))	· •

AMENDMENT

Mailstop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Introductory Comments:

The Office Action mailed, July 21, 2005, has been carefully studied. Please reconsider the above-identified application. This response is being submitted on or before the due date of October 21, 2005.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.

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Appl. No. 09/393,590 Amendment dated September 13, 2005 Reply to Office Action of July 21, 2005

CONCLUSION

In summary, Applicants submit that the references cited by the Examiner do not anticipate or render obvious the instant claims. Particularly, the references, either alone or in combination, fail to disclose:

- A stabilized pharmaceutical liquid botulinum toxin formulation comprising:
- A therapeutic concentration suitable for use in humans of purified botulinum toxin
- Buffered saline between pH 5 and pH 6
- Which is capable of being stable for at least a year between 0 and 10 degrees centigrade, +/- 10%, or for at least 6 months between 10 and 30 degrees centigrade, +/- 10%.

In light of the remarks set forth herein, Applicants believe that they are entitled to a letters patent. Applicants respectfully solicit the Examiner to expedite the prosecution of this patent application to issuance. Please charge any fee due in connection with this submission to Deposit Account No. 23-2415. Should the Examiner have any questions, the Examiner is encouraged to telephone the undersigned.

Respectfully submitted,

Date: September 13, 2005

By: (LUM) (a)

Reg. No. 25,227

Lorelei P. Westin Reg. No. 52,353

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